App. F. IX-4

1927.

File No. 59-24

Previous References (Confs)

Serial Nos. 1-13

Later References

Pols 44-30/13

" 58-32-1-2

General and Revenue Secretariat.

Serial Nos. 1-19

Part B for May 1928.

SUBJECT

Extradition of Lirdar Hal a Ramji of Jodhpur state accused under Sections 403, 409, and 420. I.P.C. 37/234 on the file of the Special First class Magistrate, Kolar.

No. D 0790. Dt 5/5/28.

To The Registrar Office of the Resident.

Copy of the Extradition Rules between Jodhpur and Bikaner States. Such Will reference to the telephone message.

Agallaspa.

5/6/28.

G. R. S. 11] 1924-25

GENERAL AND REVENUE SECRETARIAT.

(CS)

NOTES.

File No. 59/24

FILE HEADING.

Extradition of Sirdar Mal a native of Jodhpur State accused under sections 403, 409 and 420 I.P.C. in cases 137/232 under file of the Special First class magistrate Kolar.

From

The D.M. Kolar

Je No. 56 Dated 6-8-24 Received 13-8-24

Diary No. 609	Enclos. 1 file Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Forwards the record of preliminary enquiry in cases 137 & 232 under file of the Special First class magistrate, Kolar. and requests that the accused be removed to cross an extradition warrant for the surrender of the accused Sirdar Mal from the Jodhpur State.

NOTES AND ORDERS.

The magistrate dismissed the case first as ex civil nature on revision, the D.M. ordered the case to be taken on file after which preliminary enquiry has been held and a prima-facie case is made out against him for cheating and Criminal Breach of Trust. It is a point for consideration

NOTES—First Sheet.

Serial No.

whether the case may be taken on criminal side or treated as a civil one: A draft is however submitted for orders

13/8/21

(1) The accused being an agent was entrusted with Rs 2541/- for the purpose of purchasing goods for the Complainants firm. The Complainants case is that he absconded and has misappropriated the money. The fact of accused took the money with the intention of purchasing the goods and then misappropriated it the offence would fall under Section 409 IPC. But if at the time of receiving the money, he had the dishonest intention of misappropriating then the offence would fall under Section 420 IPC.

(2) So the offence made out either under Section 409 or 420 IPC

18/8

I have gone through the record & find that there is a prima facie case made out either under Sections 409 or 420 IPC

Draft may be typed

1st Member

18/8

1573/1890

NOTE—Contn. sheet.

G. R. S. [III-2]

for 9

WD 2310—GPE—10,000—31-5-24

General and Revenue Secretariat | File No. 59 of 1924-5

Serial No.	
2	To the Secy to the Resident No Pol 195 dt 21-8-24 Forwards copy of letter from the D.M. Pushkar together with record of preliminary enquiry & requests that warrants may issue to the Political Agent Jodhpur State for the surrender of the accused.
	From The Secy to the Resident Letter no 7974 dt 6-10-24. States that an extradition warrant has been issued by the D.M. Ajmer Merwara to cover the transit of the accused through British territory and requests the views of Govt as regards the proposal to adopt Colonel Wyllie's Extradition rules as the basis of agreement for grant of reciprocity in regard to the surrender of persons accused of extradition offences. (2) Submits with a draft. After which the question of reciprocity between the Mysore State and Marwar States will be taken up and worked out if approved 11.10.24 (3) Works up the question of reciprocity. This is also to be considered in amending Section 503 Cr Proc Code 15/10

Surf 22/8.

NOTE—Contn. sheet.

File No. S 9 of 19 2[illegible]

General and Revenue Secretariat

Serial No. 4

[illegible] Ker Letter no Camp 13.3/14 to 24 [illegible] warrant and others [illegible]

Resubmitted.

Colonel Henry Wyllie's Extradition [illegible] generally follows the extradition Act. It provides for the surrender of the accused in two ways. For the offences noted in schedule A, the Criminal may be arrested in the foreign State by the pursuing officers without the intervention of the local police in certain conditions. In other cases, the local police have to arrest and not the pursuing officer.

(2) It requires that the result of the trial should be intimated.

(3) The offences mentioned in Schedule B do not even mention all the offences in the schedule (the Extradition). For example the following offences according Col. Wyllie's Extradition rules are not extradition offences.

Offences under sections 312 to 317. 347. 348, 360, 383, 384-385, 403-404, 415 to 434, 443 463, 469, 470, ~~[illegible]~~ I.P.C Besides ~~[illegible]~~ offences to the other sections of the I.P.C mentioned in the schedule have been included.

Sections 325 & 308 I.P.C which are found in the Extradition Act which are included in Col Wyllie's rules.

The question as regards the cost of surrender of the accused has not been touched upon. Perhaps it is presumed that the State complying with the surrender has to bear its own expenses.

NOTE—Contn. Sheet

Serial No.

In other respects the rules seem to be suitable and can be adopted. The Rules, if adopted as they are, exclude some offences which have been included in the Schedule to the Extradition Act from Extradition offences for which surrender cannot be demanded.

And for orders

11/11/24

(4) The rules prescribe two kinds of procedure. (1) For the offences mentioned in Schedule A, the police officer can enter the foreign state and arrest the accused even without the intervention of the local police. (2) For the offences described in Schedule B. the police officer should obtain a warrant from a magistrate & arrest the accused with the intervention of the local police

(5) After the arrest, extradition is to be given, if evidence of a prima facie case is given or if there is no doubt as to the commission of the offence. This procedure may be adopted even without the intervention of the Agency.

(6) The officer arresting is responsible for his action.

(7) Thus the rules do go beyond the rules of the Extradition Act in (1) that a police officer may arrest even without

NOTE—Contn. Sheet

Serial No.

the intervention of the local police for certain offences (2) that extradition may be obtained without the intervention of the Agency, (3) that the officer arresting is personally responsible for his act. and (4) that the trial should take place in the State in which the offences occur.

Though these rules may be advantageous in their application to the States which are situated near one another as in Rajputana, they appear to be giving great powers to the police of foreign States in authorising them to arrest without the intervention of the local police

Bhopal is too far from Rajputana States to derive any material benefit by adopting Col: Wyllie's rules.

It may perhaps be advantageous to adopt the rules as prescribed by the Extradition Act and have extradition arrangement with the Rajputana States as we have with the Sankhi Indian States.

DHSeq

28
21/10

I agree with the author in thinking that the rules give ample power to the foreign police in the matter of arrests.

Also see Bombay to Govt 4/10

NOTE—Contn.

Serial No.	
5	From The Secy to the Hon'ble the Resident Endorsement no 9444/24-24 dt 12-11-24 Forwards a copy of letter from the Commissioner of Ajmer-Merwara intimating that the District Police of Ajmer have sent the accused Sirdar Mull to the Upper 1st Class Magistrate Kekri on 26th October 1924 2) The file was taken from Asst Secy and put up with a draft. After issue of the draft the file will be resubmitted for orders re: reciprocity between Rajputana States and Mysore. dt 14-11-24
	3) True dt 14-11-24 14/11 dt 15/11
6	To 1st Asst. Kekri No P. 2614 dt 17-11-24. Forwards copy of ¶ 5 in Continuation of ¶ 4.
7	Put up with orders as regards the reciprocity in the matter of surrender of accused persons between Jodhpur and Mysore under the Extradition manual dt 4-12-24. 5/12

NOTE—Contn. Sheet

CS File No. 59 of 1924-25

General and Revenue Secretariat

Serial No. 7

From

Dist. Mag. Kolar Letter no. [illegible] dt 5.12.24.

Stating that Sundar Mudli was sent free on 4th to the non-receipt of extradition warrant from the Portuguese police and requesting that it be intimated the Resident be moved to cause the arrest of the said Sundar Mudli on his surrender to a special first class Magistrate, Kolar. The file was taken back for the receipt from today.

It is not known how the Residency can be moved for his arrest. The D.M. Kolar herself can request the Police to find out where the accused is and then request the Magistrate of the District to arrange for his arrest after which the Residency can be moved for his surrender. A draft is submitted for orders.

CS
11.12.24 Asst. Secy.

Chiefs -

K. 15/12

2) Approved
15/12

3) Issue
15/12

To the Dist. Magr. Kolar 8

No P. 3115 dt 6.12.24.

With reference to his letter dt 5.12.24 (at 7) requesting to make arrangements to trace out

NOTE—Contn. Sheet

Serial No.

131

dus A 18/12

the accused and have him arrested after which alone the Residency can be moved to issue an extradition warrant for his surrender.

28) Submd for orders as regards the reciprocity in the matter of surrender of accused persons from Jodhpur State to Mysore and vice versa. A copy of the British Indian Extradition manual is also put up

Cf. 18/12/24 19/12

29) Submd for orders. Please note already = vide paras 15 & 20 above.

Lindsay 18/12

30) I think agree with the action that the Mysore rules invest the foreign police with powers of arresting an offender belonging to another State & bringing him to trial without an extradition warrant. Whatever may be the benefit to be derived by such rules when the offenders are residing in neighbouring States of Rajputana, they cease to have any beneficial effect when the offenders residing in Mysore State. Mysore is the first place to Mysore so far away from Rajputana & the conditions in Mysore are different to those prevailing in Rajputana States.

31) Secondly there is no necessity felt for the introduction of such rules & it is very doubtful whether Mysore would in any way be benefitted by these rules.

NOTE—Contn. Sheet

Serial No.

515-B
23-12-24

(2) The Residency may perhaps be informed that no reciprocity need be observed in respect of Marwar subjects as suggested —

1st Member

28/12
28/12

cases in which Marwaris escape to their country after committing an offence here are not infrequent and any arrangement for their surrender, if assured that be welcome. I do not see any reason why ex Wyllie's note should not be accepted as if this Rajputana State wants us to do so. They give no doubt a right to the Rajputana State to pursue an accused in respect of offences committed in Schedule A and arrest him in our territory but this request is reciprocal and any State has can take advantage of it for their subjects escaping into their territory. But the advantage or disadvantage resulting from this arrangement is not likely to be account of the trivial discrepancy in the State from which a accused escaping into the Rajputana territory will be surrendered here in respect of any of the offences mentioned in the Schedules A & B. At present

NOTE—Contn. Sheet

G. R. S. III-2]

General and Revenue Secretariat.

'25 File No. 59 of 1925

Serial No.

to depend entirely upon his good will & his foreign Mahomedan states as against his Hindu subjects & his accused. In case of Sardar Mull who after committing an offence in Holkar escaped to Marwar such an instance is point. It was open when Marwar state to refuse to surrender his accused. If his powers enumerated in Schedule B are incomplete more powers may be added by agreement.

Ist 3/1 S 5/1 S 5/1

3rd) Send note accept

2d 7.1.25 S 7.1.25.

S 8/1

The Secy) 3rd Draft
1st member) approved. Please
5532 / 8/1 return note his approval
& this draft.

S 9.1 R 9.1

Ist 1/2

DEWAN'S OFFICE,
Dt. R. 8 JAN 1925
Reg. No. 5559

Dewan

3b) The draft Engagement with two appeal of H.H. A final copy be kept ready.

S 9.2 S 8/1

NOTE—Contn. sheet.

General and Revenue Secretariat. | CS File No. 59 of 19 24-5

Serial No. 9

From

The G. G. Office

Letter no D 2 165 J dt 19/20.1.25

States that the Ajmer authorities when surrendering the accused Sirdar mull did not present the warrant which resulted in the accused being let off by the magistrate and requests that this irregularity may be brought to the notice of the Ajmer authorities.

The forenoon file - CS file 59-24 - (D no 2425-) - has been held with a D.Fn. 25 regarding for the surrender of accused persons from Ajmer-Merwara and Baluchistan to mysore and vice versa -

8/ 5/4/25

Sirdar mull was surrendered on the issue of an extradition warrant to the Civil and military Station Railway police by the Ajmer authorities without a warrant. The Railway police handed him over to the mysore Railway police who took him to mysore and produced him before the City magistrate mysore. The magistrate after remanding him for 10 days released on bail cancelled the bail bond as the police could not produce the warrant. Thus the accused who was surrendered had to be let off. The present whereabouts of the accused are not known. May this irregularity be brought to the notice of the Hon'ble the Resident ? Submitted with draft for orders.

8/ 16
5/2/25

Office feels may perhaps be [illegible] Residency Osafia Jahi

9/2

NOTE—Contn. Sheet

Serial No.

Post Mr. did the Magistrate require the
bail to vacate when the accused
was arrested in Mysore - the ~~Superintendent~~ Deputy Superintendent
~~of his hospital~~ ~~Government~~ may ask
for the withdrawal of the Residency
Warrant from the Magistrate in the
Town and also for the ~~Constable~~ not arresting
the accused at their residency until more
~~his~~ particulars about the accused
~~bail~~ can be found by the Police.

July
13/2
£
15/-

General and Revenue Secretariat.

US File No. 59 3495 of 1924-5

1/2

Serial No.

37) Sent with a draft final rule

5/4/25 Rec'd

38) Type the draft as revised

9/2

Sent with the revised draft typed

11.2.25

12.2

(Mr Seeg)

1st member 40) Approved

13/2

13/2

17/2

(Dewan)

41) Does not a Council Notice?

17/2

19.2

19/2

42) This is not one of the items included in Appendix B in the Council Rules of Procedure and as such it is not necessary that it should be dealt with in the Council

19/2/25 43) It may probably be brought under clause (xxviii) of Appendix B. of the Council rules—

(Mr Seeg)

(41) Cl xxviii has no application. It is an enabling clause by which H.H. may wish to have the views of the Council.

9/2

NOTE—Contn. Sheet

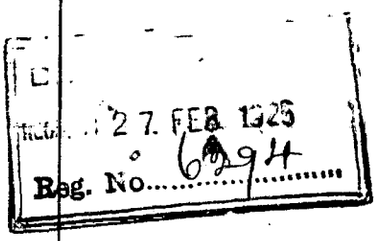
Dewan

20/2/25

SWAN'S OFFICE,
18 JUL 1925
No. 6825

SWAN'S OFFICE,
23. FEB. 1925
No. 1269

Serial No.



Final Note by the First Member of Council.

—•—

Subject:—

Reciprocity in the matter of surrender of accused persons between Marwar and Jodhpur States and Mysore.

—•—

46) In the matter of the surrender of one Sirdarmull of Kolar Gold Fields, who absconded after committing offences of Criminal Breach of trust and Cheating, to Marwar, the Hon'ble the British Resident in Mysore was moved for the issue of an extradition warrant, to the Marwar State. There is, at present, no reciprocity between that State or any other State in Rajaputana on the one hand and Mysore on the other in the matter of surrendering offenders escaping from one jurisdiction to another. While sending a request to the Resident of Western Rajaputana States for the surrender of the accused, the Hon'ble the British Resident in Mysore would appear to have suggested the question of reciprocity in this matter. The Resident, Western Rajaputana States, while obligingly surrendering the accused, has intimated to the Hon'ble the British Resident at Mysore that the Marwar Durbar are willing to observe reciprocity and are prepared to adopt Col. Wyllie's rules and wants to be favoured with the views of our Government in the matter of reciprocity between Mysore and Jodhpur State.

47) The Hon'ble the British Resident in Mysore having requested to be favoured with the views of our Government on this matter, I minuted as follows:-

" Cases in which Marwaris escape to their country after committing an offence here are not infrequent and any arrangement for the surrender of the accused should be welcome. I do not see any reason why Colonel Wyllie's Rules should not be adopted by us if the Rajaputana States want us to do so. They give no doubt a right to the Rajputana Police to pursue an accused in respect of offences committed in Schedule A and arrest him in our territory. But the right

is reciprocal and our Police too can take advantage of it for the arrest of persons escaping into their territory. But the advantage or disadvantage resulting from the arrangement is not much on account of the vast distance separating our State from theirs. We gain, however, this benefit that an accused escaping into the Rajputana territory will be surrendered to us in respect of any of the offences mentioned in Schedules A and B. At present we depend entirely on the good-will of the Rajputana States as regards the surrender of the accused. The case of Sirdarmull, who after committing an offence in Kolar escaped to Marwar, is an instance in point. It was open to the Marwar State to refuse to surrender the accused. If the offences enumerated in Schedule B are incomplete more offences may be added by agreement."

48) The Dewan is also agreeable to the arrangement. I therefore request the gracious approval of His Highness to the proposal.

BANGALORE
13th February 1925.

MEMBER OF COUNCIL

Submitted to His Highness.

49) *I submit herewith a Final Note by ~~the~~ me as First Member of Council on the subject of reciprocity in the matter of surrender of accused persons between Marwar and Jodhpur States and Mysore,*

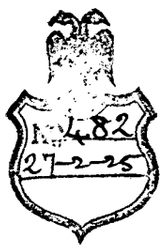
for His Highness' gracious approval.

Bangalore,
19th Nov. 1925.

Offg. Dewan.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.



Reciprocity arrangement in the matter of surrender of accused persons between Marwar, Jodhpur and Mysore Sta

50) Returned with Demi-Official letter dated the 11th April 1925.

Order.

Enc: File No 482
dy 27. 2. 25

The Palace, Fern Hill,

11th April 1925.

My dear Sir,

I am directed to return File No. 482, dated the 27th February 1925, with reference to the proposal to have a reciprocity arrangement between Jodhpur and Mysore in the matter of the surrender of accused persons.

His Highness has considered the question from various points of view, and while he realises the desirability, if not the necessity, of some such arrangement as proposed, he feels that it would not be advisable to adopt Col. Wyllie's rules as they stand, so far as our State is concerned. Those rules are intended to meet somewhat different conditions, and wouldhardly be suitable for adoption by a State like Mysore, situated as it is so far away from Rajputana.

His Highness would prefer to have a special agreement drawn up between the Mysore and Jodhpur States, based on the Government of India Extradition Act, entirely eliminating therefrom the intervention of the Residency. This would enable the States to deal with each other direct. If you agree, His Highness will be obliged if you will kindly have suitable rules drawn up, and submit them for his approval before forwarding them to the Resident for transmission to Jodhpur.

Yours sincerely,

Mirza M. Ismail

Rajamantra Dhurina

A. R. Banerji, Esq., C.S.I., C.I.E.,

Bangalore.

Serial No. 54

Subd with a draft Rules. Perhaps sanction of the Governor-General in council is necessary for this under Art 10 of the Treaty from a perusal of art No. 10 it looks as if the article itself has to be changed if the medium of the Governor General in Council has to be dispensed with

29/4/25

29/4/25

55] In stead of framing a set of new rules, I submit, it would be better to adopt the provisions of the Indian Extradition Act as the basis on which reciprocity may be arranged between the Rajpipla State & ours. Such an arrangement has been in force between Sandur State and Bellary (Pl: M) and between Bellary and Banganapalli (Pl: T).

56] As to the regard to the cost of conveying the prisoner, the arrangement between the Madras Govt & Bellary is that each State bears the cost of conveying its limits boundaries. But in the regard to Bombay & Bellary the State which receives the prisoner

NOTE—Contn. Sheet

Serial No.

Should pay the cost of Conveyance in the Native State. (Pl : N). Seeing that Jodhpur is unlike Madras, not an adjoining State, the arrangement with Bombay may be adopted in the case of Rajputana also.

In this regard the intervention of the Residency, ~~Baroda~~ Agent pl: Article 10 of the Treaty (Pl : S) requires that no Communication or Correspondence shall be made except with the previous Sanction and through the medium of the G. G in Council. ~~This article requires the previous~~ The Sanction of the G. G in Council should therefore be obtained for Correspondence direct.

The reason for Col : Wylie's rule providing for Correspondence through the medium of the Resident, is probably the fact that there is only one Political Agent for several States in Rajputana.

It is possible that the Govt of India would not permit direct Correspondence for the reason that Cases of Extradition between Mysore & the Rajputana States will be few and far between.

Chief Secy)

12/5

Please send to Secy & Ld. M. Secy to be dealt with there. 14-5-25

14.5

Please typ Asst. S.

14.5

NOTE—Contn. Sheet

2495

General and Revenue Secretariat. | C/- File No. 59 of 1924 25

Serial No.

62) Subd for being submitted to Hd Clerks as ordered

S/ 5/6/25 Asst 6/6 (Hd Clerks) S/ 6/6

To Abdul Rahman. Please explain this urgent S.A.

63 It is very much to be regretted that this file was not brought by any notice till today. Please explain why it was not brought by any notice till now & who had kept it. This may be brought by any of the Asst Secs for orders.

S.A. 22/4/26.

Explanation Subd Separately S.A. 29/4

64 Put up a draft on the lines discussed personally.

S.A. 29.4.

C/ 29/4

S/ 29-4

Subd with draft.

S/ 30/4/26 Asst 1/5

65 Please type the draft as revised S/ 2/5

67 Subd with a typed draft as revised

S/ 3/5 Asst 3/5 (Hd Clerks) Typed the draft S/ 3/5

NOTE—Contn. Sheet

Serial No

(69) Last page retyped and sent as ordered.

B 4/5 Secy 4/5 (Chl Secy)

70) Draft may perhaps be appd

1st Mr.

8/5

10/5.5

71) Can there any instances now & agreement be in Mysore & the papers state accordingly & where ~~correspondence~~ correspondence relating to requisitions for the surrender of accused persons ~~to~~ can be carried on direct between States without the medium of the Residency. Pl. see by rs, the notes, regd being withdrawn.

Dy 5/5

~~(A)~~

8/5.5.

Dy 6.5

Sent.

72) There are no states with which direct correspondence can be carried on for the surrender of accused persons to or from Mysore.

8/5/26 Secy 6/5

The P. P. Section may be consulted

P.P.)

Dy 8/5

5116?

73) This Branch is not aware of any.

7/1/26 Secy 13/5 MK 1326.

Note—Contn. Sheet

WD 01264—GPB—40,000—17-12-25

l Revenue ariat	25 File No. 59	of 1924-25

Serial No

Sd with reference to para (73) above

Sd 15/5/26 Ans 15/5

76) Direct Correspondence between and Native State is not made — Reference to para 74

Sd 16/5

Sd 17.5

Sd 17.5

9805 / 17/5

77) Please see A in H.H.'s Private Secy's letter. What is wanted ~~for~~ is to frame the rules and put up a Draft letter to Resy, & Subordr both to H.H. for previous approval. The draft letter to Resy shd mention the political & tactful, formal reasons for the departure from practice & not as at B. Chances of Success are not many, & we be nil if you write as at B!

Sd 19/5/26

Sd 19.5

Sd 19.5

78) Sd with a revised draft and a set of Rules (Reg E) For sending warrants direct. Sanction of Govt of India is required and Article 10 of the Treaty has to be seen. The draft rules require consideration first.

Sd 20/5/26 Ans 21/5

79.

NOTE— Contn. Sheet

WD 01264—GPB—40,000—17-12-25
App. F. III—2]

General and Revenue Secretariat

C5 File No. 59 of 1924-25

Serial No. 10

From:

The D. M. Kolar.

Letter no D2 Dis 31 & 24 7/25

States that the accused Sirdar Hale surrendered himself to the Special First class magistrate Kolar on 21-1-25 and that the said magistrate discharged him on 16.7.25 under section 25 3 Cr. Procedure code.

Subd

79(a) Extradition was applied for in this case. The British authorities did surrendered him to the city magistrate mysore without the warrant the accused was discharged by the city magistrate after a remand of 20 days as the police were not able to find out the case in which he stood accused. He thereupon surrendered himself to the Special first class magistrate, Kolar, who has now discharged him.

79(b) His name has not been entered in the Extradition Statement. He is a subject of Jodhpur State. The result of the trial need not be intimated to the Residency as he is not a British subject. If approved the paper may be filed.—

79(c) Yes. 31.7

B/ 28/7/25

31/7

Please put up papers regarding issue of reciprocal arrangement with the Jodhpur State regarding the surrendering to the Reciprocal arrangement with Jodhpur State

NOTE—Contn. Sheet C[illegible]

5399/26
2495 of 24

App. F. 111—2]

General and Revenue Secretariat. | File No. | of 192

Serial No.	
80	Submitted in person to the Member and explained that the rules proposed are merely the sections of the Extradition Act and so reciprocal arrangements may be entered into as has been done with the Persian State. He ordered that drafts to the Resident and D.F.N. may be put up. 8/8 19/8
81	Put with a D.F.N. and a draft to the Residency 8/8 19/8/26
82	Put with a typed D.F.N. + Draft as revised 8/8 19/8/26
83	The last portion of D.F.N is not required. Reg letter not to be sent as the reference in para 3 of D.F.N is not quoted or flagged. 8/8 20/8
84	Submitted personally to the Member with a revised draft. He has seen and approved. 8/8 21/8
85	

NOTE—Contn. sheet

References has been found on Bombay State file - which has since been ~~found~~ ~~[illegible]~~ and ~~[illegible]~~ references are flagged.

GPB—5,000—30-3-27

C/70141 26

App. F. III—2]

General and Revenue Secretariat. | C/5 File No. 59 of 1926-27

VAN'S OFFICE.
received on
23 JUN. 1927
No. 1195

Serial No.

86

Forwards with a typed D.O. No. & draft as required

Rd 9/6/27 Sent 13/6

Secy to L. G.

15/6

1st Time

13002 16/6

16/6

20/6/27

87 F.N. Signed by the Member is placed in file.

16/6

21/6 Dewan

Recd letter dy 17th June 1925 & placed 2 and 3 in the references are

21-6

22/6

NOTE—Contn. sheet.

WD 2293—GPB—10,000—4-5-27

Final Note by the First Member of Council.

Subject:—

Reciprocal arrangement with Marwar and Jodhpur States in Rajputana for the surrender of accused persons from those States to Mysore and vice versa.

88 Kind reference is solicited to His Highness' commands contained in letter No.482 dated 27th February 1925 from the Private Secretary to His Highness re reciprocity in the matter of the surrender of accused persons between Marwar and Jodhpur States and Mysore.

89 On the question of having a special agreement drawn up between Mysore and Western Rajputana States based on the Indian Extradition Act, such agreements have already been made between Mysore and certain Indian H T J States, viz., Sandur, Banganapalli and the Nizam's Dominions, and very recently it has been proposed to enter into such an agreement with Porbander State in the Bombay Presidency. A similar arrangement may be made with the Western Rajputana States. The arrangement in respect of the cost of feeding and conveying the prisoner will be similar to that made L with Bombay Government, viz., that the State which requires the prisoner should pay the feeding and escorting charges incurred by the other State.

90 As regards direct correspondence with the Western Rajputana States this procedure is not followed in the case of States mentioned above, as under Article 10 of the Treaty no communication or correspondence shall be made by His Highness the Maharaja with any other State or Power except with the previous sanction and through the medium of the Governor-General in Council. The Hon'ble the Resident will be requested to obtain the sanction of the Governor-General in Council to have direct correspondence between the Western Rajputana & other States and Mysore in matters relating to extradition.

M 91 A draft letter to the Residency on the above lines is submitted for the gracious approval of His Highness.

K Beardy

Camp Mysore,
21st June 1927.

MEMBER OF COUNCIL.

28

Submitted to His Highness.

—•—

I submit herewith a Final Note by the FIRST ..

Member of Council on the subject of Reciprocal ar-

rangement with Marwar and Jodhpur States in Rajaputana

for the surrender of accused persons from those States to Mysore and vice versa.

for His Highness' gracious approval.

Mirza M. Ismail

Dewan.

Mysore,

23rd June 1927.

29

2495

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Reciprocal arrangement between the Western Rajaputana States and Mysore for the surrender of accused persons.

Order.

9)

~~KRW~~

25/6/27

C. Secy

Mr.

26.6.27

28.6

nil
28/6

2495

30

Appp. F 3 III—2]

General and Revenue Secretariat. | File No. 5 of 192

Serial No.

93 May the draft issue? The file has perhaps to be circulated for perusal of Hon'ble orders

94

28/6/27 I member / II members / III members

19/7

OFFICE OF THE THIRD MEMBER OF COUNCIL
2 JULY 1927
No. 65

29/6 28/6 Nemo 2/7/27 2.7 CBS 4/7

4.7 CBS 4.7

96 The file may be sent to the Political section for issue

See 4 (B) 5/7

97 6.7

P. P. Secretary

PP 7/7/27

Subd. This is a file of the Courts section & it may be desirable to issue the letter from that section & to send a copy to this Section for note.

97 There are some pencil alterations in the draft which require to be inked

Agreed 8/7

PP 8/7/27

To Printing Bx

101 Subd for orders.

9/7

102 9/7

NOTE—Contn. sheet.

WD 2293—GPB—10,000—4-5-27

5399/9

31

App. F. III—2]

General and Revenue Secretariat. | File No. | of 192

Serial No.

10-3 There are some alterations & omissions suggested in pencil in the draft - and it is not known by whom. Pse advise if the draft should be issued with the changes proposed made in it, or as it stood before.

Subd 11/7

10-4 The pencil corrections were perhaps suggested by Sir Charles Todhunter. Subd for orders whether they may be adopted.

Secy L.D) 1st Instn 12/7 Subd 12.7 13/7 13.7. 14/7

Subd

10-5 The pencil corrections have been noted. May the draft issue?

15/7 15/7

To The Secy to the Resident No. Pol 84 D 18.7.27
Requests to move the Govt of India Resident to obtain the sanction of the Govt of India

NOTE—Contn. sheet.

WD 0324 -GPB—60,000—24-5-27

App. F. III—2]

General and Revenue Secretariat. | C/ File No. 59 of 1926-27

Serial No. 12

From

The Secretary to the Resident
Letter no 7400 d 26-7-27

States that the suggestion to the surrender of accused persons from one State to the other without the intervention of the Political Agency is possible only if the States concerned are contiguous and as the law at present stands, the transit of the accused through British India could only be effected by a warrant issued to the nearest British Indian magistrate by the Political Agent of the State which requires the surrender of the accused and that if the suggestion has to be given effect to, an amendment of the Indian Extradition Act is necessary and adds that the word "through the Political Agent" may be added after the word "on the requisition of the other" in para 2 of this office letter.

2. The Residency further state that on receipt of a reply, a communication to the Resident western Rajputana States will be made on the circumstances the question of direct requisition for the surrender of accused persons may perhaps be dropped.

Submitted for orders

Leey L.D 30.7

The Secy directed to find out as to whether the desired object cannot be attained without amending the Extradition Act as suggested by the Residency
31/8/27

NOTE—Contn. sheet.

WD 0324 -GPB—60,000 -24-5-27

General and Revenue Secretariat. | File No. of 192

Serial No.

Secret.

1(1) In mysore there is no treaty with British India as regards the surrender of fugitives who have fled from justice out of the State to British India. The procedure that has to be followed in such cases is that laid down in section 7 of the Indian Extradition Act, according to which an application has to be made to the Political Agent of the State who is authorised to comply, in cases of such offences as are included in this Extradition Act. The Political Agent on receipt of the requisition for the surrender of the accused issues a warrant to the British magistrate who is bound to execute the same.

1(2) If a special article is included in the treaty as regards the surrender of the criminals to the mysore State, there is no necessity for the State to apply to the Political Agent for the issue of a warrant under the Extradition Act. The only possible way, without amending the Extradition Act to gain such object, is by treaty.

16/11/27

1(2)

NOTE—Contn. sheet.

WD 0324 -GPB-60,000--24-5-27

[F. R. S. 12]

General and Revenue Secretariat. | File No. of 191 .

Serial No. 13

Section (1) of section 7 of the Extradition Act directs a British Indian magistrate to arrest and deliver a person accused of committing an extradition offence in any native state to a person named in the warrant which warrant has to be issued by the Political Agent of the State. How since a warrant issued by a magistrate in a native State will not be acted upon by a British Indian magistrate. The other difficulty is about the custody of the accused in British India during transit. A man cannot be arrested without the orders of a magistrate or without the help of the police in cognizable offence in British India by the officers of Native State. The State officers cannot hold him in subjection and take him to the State. If the prisoner escapes, then there is no remedy as the detention of the prisoner is not lawful.

If the police officers of the Native State are recognised as public servants in British India and the magistrates of the Native States are also recognised as magistrates, police officers of the native State can arrest accused in British India

NOTE—Contn. sheet.

GPB—20,000—30-6-15.

General and Revenue Secretariat. | File No. of 192

Serial No.

and bring him for trial to the Native State
If the accused happens to return to the native State, reciprocal arrangements would have to be entered into with the State where the accused has escaped to recognise the State officers which requires the surrender of the accused as officers of the State in which the fugitive has taken refuge - If this is possible the intervention of the Residency does not seem necessary.

24/8/27 It seems doubtful if the transit of the accused through the intervening Br territory can be secured by any other way, than by means of a warrant issued by the Political Agent under Sec 7 of the Extradition Act. The Chief Cts Notifn no 3 of 23.7.1878 enables all criminal processes issued by Magistrates in Br India being acted on or executed by Magistrates Police Officers in Mysore in the same manner as if such process had been issued by Magistrates having jurisdiction in Mysore, but there is no similar provision in regard to the execution in Br India of the processes issued by our Magistrates

Apl 26/8

NOTE—Contn. sheet

General and Revenue Secretariat. | File No. | of 192 .

Serial No.

115) Section 7. of the Extradition Act applies explicitly to Cases of extradition of offenders from Br. India. If the procedure prescribed in that Section is to be altered – it requires Amendment. Cited with reference to para 110 above.
See 4 L. D
20/9

116 This Matter Place before Mr Magistrate
R7
21/9
21/9

To Approved Attached
21/9

Please bring this up. 25/10.

117 Discussed with the Asst Legl. It may not be possible to amend Legl. Reply may be sent to the Residency accepting his view –
Returned.
12/11

386 C
4/11

118 Reply that in view of the difficulty of amending Legl Enactment we do not wish to press the view, & agree to the proposed addn. D.F.N. need we await reply? (This difficulty should have been foreseen)
14/11
14.11.
14/11

NOTE—Contn. sheet.

5(8-7)

General and Revenue Secretariat. | File No. of 192

Serial No.

K

DEWAN'S OFFICE
Received on
29. NOV. 1927
Reg. No. 3567.

4230
24/11

In view of the Trial Note of June 1927, ~~[illegible]~~ approval has to be taken. Submitted with a D.F.N. and a draft to the Residency

B/
16/11
AM
17/11

120 Please type the drafts

SB
24/11

2nd with typed drafts

C
21/11
AM
22/11

1-2 D.F.N & draft letters to the Resy Submitted.

4383
28/11

Secy (A-D)
[illegible]

SB
22/11
SB
23/11

123
KC
12Bf

SB
24-11

F.N. Signed by Resident

SB
25/11
[illegible]
28/11

Diwan.

SB
28/11

SB
29-11

NOTE—Contn. sheet.

38

Final Note by the First Member of Council.

Subject :—

Reciprocal arrangement with Marwar and Jodhpur States in Rajaputana for the surrender of accused persons from those States to Mysore and vice versa without the intervention of the Political Agency.

K 125 Kind reference is solicited to Final Note dated the 21st June 1927 on the above subject. It has been pointed out by the Residency W that there are practical difficulties in carrying out the above proposal unless the States concerned are contiguous, because a warrant issued by either State officer will not run on the intermediate railway line between the two States within British territory without an amendment of the Act itself. In these circumstances there is not much use in pressing the matter, and it is submitted that it might be dropped.

Z 126 A draft reply to the Residency on the above lines is submitted for His Highness' gracious approval.

K. Kaundy

MEMBER OF COUNCIL.

Bangalore,
28th November 1927.

Submitted to His Highness.

(12) *I submit herewith a Final Note by the* First *Member of Council on the subject of* reciprocal arrangement with Marwar and Jodhpur States in Rajaputana for the surrender of accused persons from those States to Mysore and vice versa without the intervention of the Political Agency, *for His Highness' gracious approval.*

Mirza M. Ismail

Dewan.

Bangalore,
29th Novr.1927.

58827

40

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Reciprocal arrangement with Marwar and Jodhpur States in Rajputana for the surrender of accused persons.

339

128 *Order.*

~~KRM~~

5/12/27

129 C. Secy

Mn

6-12-27

4/12

9/12

Mn 6/12

5

7/12

130 May the draft letter be sent?

Nee 10/12

131 7/12

Secy to H.H.

8/12

132 Letter issued

General and Revenue Secretariat. C/o File No. 59 of 1926

Serial No. 13

To the Secy to the Resident
No Pol 691 8/12.12.27
States that His Highness Govt agree to the addition of the words thro' the Political Agents as suggested in his letter.

1927

From

14 Secy to the Resident
Letter no 2030 8 27-2-1928
States that the Jodhpur Durbar intimate that the Indian Extradition Act is not followed by them with any Indian State and that they would like to adopt Marwar-Bikaner Rules with the Mysore State and enquires whether the Mysore Govt are willing to accept them

13 A copy of the Rules between Jodhpur and Bikaner States is also forwarded. From the Rules it can be seen that the requisitions for the surrender of accused persons can be made direct and also the police of one State can pursue the offenders in the other State without the intervention of the local police in certain cases. His Highness has not approved the suggestion similar rules as regards the pursuit of offenders by the police of one State into the other State. Hence this Rule has to be omitted in the proposed agreement.

Copy of Rules

Cl: Mysore Rules

NOTE—Contn. sheet.

4247

42

App. F. III—2]

General and Revenue Secretariat. | File No. 15 of 1924-25

Serial No.

The district magistrate to whom the warrant for surrender has been made can get surrender the accused direct without the intervention of the Residency who have to issue a warrant for the transit of the accused through British territory Vide letter no 7600 / 26.7.27 from the Residency

W

135 A draft of rules proposed some time ago is resubmitted with slight alterations for orders.

B/ 29/2/28

13/2 Please put up the agreements with Sandur, Banganapalli & Gobichettipalayam referred to in the final note of 21.6.27.

29/2/28

M 2/3

cbz.

151 Submitted with the collection of extradition orders containing the agreements referred to ✓

B/ 8/3/28

Submitted

The file was returned by the Special Officer on 24.3.1928

B/ 26.3.28

Resubmitted as directed.

13? The rules now sent by the Residency i.e Jodhpur Bikaneer States Rules in the matter of mutual extradition seem more or less the same as those between the Madras Native States already [illegible] by Govt. Requisitions for the surrender of accused persons from

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5-27

General and Revenue Secretariat. CS File No. 59 of 1924-25

Serial No.

or a State to the other can be made
Secret and the Police of one State can
pursue offenders in the other State and arrest them without the permission of the local Police. It
is not possible for our State to follow these
rules. The Residency have already pointed
out that so long as British territory
is intervening between the two States,
the Govt of the Resident has to issue a
warrant for the transit of the
accused through British territory.
Govt have accepted this view also.
Hence it does not seem to be possible
to follow these rules. Already
written to the Residency, the arrangements
entered into with Sandur. Bangarapalle
etc may be adopted in this case also.
Govt 139 In view of what is stated at A above,
16/4/28 it is not clear how the Residency can
agree to the arrangement proposed, even if the
Mysore Govt should accept it. Submitted with draft reply.

The Govt pleader does not seem to be required to do this.

6602/1924

1411) Please look up the map, see whether these are Br. territory intervening between Jodhpur & Bikaner, & both other States to which these Rules apply; & if these, ask Resident how the appeals pointed out in his letter are to be heard.

Lee 19/4

NOTE—Contn. sheet

WD 0371—BPB—60,000—24-5-27

General and Revenue Secretariat. | File No. of 192 .

Serial No.

142) No file may be sent to the Library for kindly putting up the map of Rajputana. Reference Secretary's memo dated 23.4.28 - on the margin of the previous page

23.4.28 To the Library for kind compliance

143) Sent with Imperial Gazetteer of India Rajputana containing a map of Rajputana Flags S, [illegible]. The two States appear to be contiguous and there is no intervening British territory between them. Ref: Members minute supra.

28/4/28 29/4

Secy 1st Asstt

30/4.

30.4

30/4/28

30/4

Letter No. P.S. 1247 of 1.5.28 to the Secretary to the Hon'ble the Resident in Mysore Bangalore requesting that the Jodhpur Durbar be informed of

NOTE—Contn. sheet

General and Revenue Secretariat. | File No. of 192 .

Serial No.

The difficulties in the way of the Durbar to meet their wishes.

Telephone message of 5/4/28 from the Registrar, office of the Resident regarding the return of the copy of Bikaner Khaidkhin Rules.

D/o reply sent

4/5/28

5/5

Issued no 6790 of 5-5-28.

Sub.

Perhaps this may now be recorded.

11/2/28

B

28/5

NOTE—Contn. sheet.

WD 0324—GPB—60,000—24-5-27

46 609

No. Je 56/24-25
Encs. Encl cc 137 etc- 23-24

8724

OFFICE OF THE DISTRICT MAGISTRATE,
KOLAR DISTRICT.

Dated Kolar, the 6th August 1924.

Cb 59-24-7

FROM

S. HIRIANNAIYA, ESQ., M.A., B.L.,
DISTRICT MAGISTRATE, KOLAR DISTRICT.

To

B. Nagappa, Esquire, Bar-At-Law,
Secretary to Government of Mysore,
Local and Legislative Departments,
B a n g a l o r e.

SIR,

I have the honor to submit, herewith, an application for the issue of a warrant under section 3 of the Indian Extradition Act No.XV of 1903, against one Sirdarmul, residing at Shhilla, Jalore Paraganna, Jodhpur State, who is accused of having committed offences falling under sections 403,409, and 420 I.P.C., while he was an Agent under Jewanmul Sait, Banker and trader at Kolar.

2. The following are the facts of the case:-

On 4-1-1918, P.W.1 Jewanmul executed a general power of attorney in favour of (1) Pratapachand, (2) Sogalal, (3) Sirdarmul and (4) Godidos to carry on his business at Kolar as he had to go to his native place at Marwar. On 9-5-1923, the accused Sirdarmul took Rs. 2,511/- from the shop (through Pratapachand) and went to -- Madras to purchase piecegoods. Instead of purchasing goods for cash there according to the understanding arrived at between him and the other Agents, he purchased goods tom the value of Rs. 662-14-0 from one Jotaji Maniram, on credit and sent the invoice for payment to the Kolar firm. Further, he drew a hundi for Rs. 2,500/- in the name of Jewanmul against Meghaji Vanichand of Bombay in favour of -- Jutmul. He then proceeded to Bombay, took a cash loan of Rs. 2,500/- from the aforesaid Vanichand on the pretext of purchasing goods at Ahamadabad for the firm at Kolar. He also purchased on credit from the same Vanichand goods to the value of Rs. 2,660-2-0. He then proceeded to Sholapur and there again purchased on credit goods to

the --

t e value of Rs 339-6-3 from Raoji Motichand, adjusted the amount on account;and recovered a cash of Rs 149-5-6 in full settlement of the dues from the said Raoji Motichand and absconded to his native place at Jodpur. Thus, it will be seen, that the accused has criminally misappropriated a total sum of Rs 7,649-5-6 belonging to his master Jewanmul and left for his native place without rendering any proper accounts for the several sums received by him in his capacity as Agent of the afore said company.

3. There upon, Pratapachand, one of the four Agents of the Firm, who was duly authorised by ~~the~~ Jewanmul, lodged a complaint against the accused before the Ist Class Magistrate,Kolar Sub-Division, for offences under sections 403,408, and 420 I.P.C. which was referred in the first instance to the Police, for investigation and report under section 156 Clause 3 of the Cr.P.C.. After enquiry, they submitted a "B" sheet on the ground that the case was of a civil nature. The Kolar Ist Class Magistrate -- accepted the "B" sheet and dismissed the complaint under section 203 Cr.P.C. as in his opinion sufficient grounds did not exist for proceeding with the case.

4. The complainant then moved the District Magistrate,Kolar under section 435 Cr.P.C. praying for the revision of the above order. The District Magistrate, after a careful perusal of the records, and after hearing the complainant and his counsel, held that the order of the Ist Class Magistrate in accepting the "B" sheet was based on an incomplete investigation of the Police, and that,as the Bombay Police have taken up the case and arrested the accused in respect of ~~the~~ transactions that have taken place outside Mysore, there were sufficient reasons for giving the complainant an opportunity to adduce additional evidence. He -- accordingly directed that the complaint be taken on file by the Special Ist Class Magistrate, Kolar, and disposed of according to law after giving the complainant an opportunity to prove the

case --------

48

case.

5. The Special First Class Magistrate, Kolar, then took up the case on file, held a preliminary enquiry in the course of which he examined 4 prosecution witnesses and came to the conclusion that the conduct of the accused in taking Rs. 2,511/- from the shop for the specific purpose of purchasing piecegoods at Madras and using it --- subsequently for his own purposes and his reckless conduct in contracting loans on behalf of the firm without using the firm's money he had on hand, clearly suggested the dishonest intention on the -- part of the accused and that a case under section 420 or 403 I.P.C. had been made out against him.

6. Of the 4 prosecution witnesses examined, P.Ws. 3 & 4 speak to the payment of Rs. 2,511/- to the accused by Mr. Pratapachand on the definite understanding that the amount should be utilised for the -- purchase of piece-goods at Madras. P.W.2. Pratapachand speaks to the payment of Rs. 2,511/- by him to the accused on 9-5-1924, for the aforesaid purpose, the subsequent conduct and dishonest intention of the accused to cheat the company and to the lodging of the complaint. P.W. 1. Jewanmul, the Proprietor of the Firm, says that he authorised Pratapachand to file the complaint against the accused, that he gave written instructions to his Agents at Kolar not to incur liabilities on behalf of the Firm by purchasing goods on credit Etc.,. He also testifies to the payment of Rs. 2,511/-to the accused by Pratapachand and his subsequent conduct in dishonestly misappropriating the said sum without properly accounting for the -- same.

7. For the fore-going reasons, I am satisfied that a Primafacie case under sections 406 and 420 of the Indian Penal Code has been made out against the accused. I request you thereofer to kindly move the Hon'ble the British Resident in Mysore to issue a warrant to the Political Agent, Jodhpur State, for the apprehension and surrender of the said accused Sirdarmul, to the Ist Class Magistrate, Kolar, to -- answer the aforesaid charges made out against him.

The ---

8. The records of the preliminary enquiry, together with a list of witnesses to be examined and English translations of the several exhibits, along with their originals are elclosed.

I have the honor to be,
S i r,
Your most obedient servant,

C Ramachandra Rao

Treasury Assistant Commissioner,
By For District Magistrate,
Kolar District.

S.J.R.

Application for a Warrant under Act XXI of 1879, the foreign Jurisdiction an d Extradition Act.

1. Officer to whom the warrant should be issued.	The District Magistrate, Jodhpur District.
2. Magistrate of the District who wants the warrant issued.	The District Magistrate , Kolar District.
3. Name of complainant and place of residence of witnesses.	Vide list attached.
4. Name and decription of accused person	Sirdarmul; Son of Sarthanji; age about 25 years - caste- Jain (Marvadi) now residing at Shaila, Jalore Paragana, Jodhpur State.
5. Where or under whose custody the accused person is supposed to be.	The accused has not been arrested yet.
6. Name of the offence committed, and section of the Indian Penal Code under which the accused is charged.	Cheating and thereby dishonestly inducing delivery of property ~~and~~ Criminal breach of trust under sections 420 409 ~~& 420~~ I.P.C.
7. Place and date of Offence:-	Kolar. on 9-5-1923.
8. Officer to whom the accused should be surrendered.	Special Ist Class Magistrate, Kolar.
9. Place at which the accused should be delivered.	Kolar.
10. Whether the accused is a British subject a subject of Mysore, or to which State he belongs.	A subject of Jodhpur State.
11. Place of domicile of the accused and his whereabouts.	Shaila, Jalore Paragana, Jodhpur State.

OFFICE OF THE DEWAN OF MYSORE,

Bangalore, 192

C Ramachandra Rao
For District Magistrate,
Kolar District.
Asst. Secretary.

WD 02219—GPB—827—3 12 21

51

G. R. S. VI—S-III/37]

DRAFT.

SUBJECT.....

.....

.....

Section. C6
File No. 59—24
Serial No. 2

Diary No. of letter replied to..... No.... Pol 195 & one file

To Secretary
The ~~First Assistant~~ to the Honorable the Resident in Mysore.

GENERAL AND REVENUE SECRETARIAT,
( )
, the.....*191* .

Date of issue.... 21/8/24

Signed by.... Sd/- B. Nayappa

SIR,

I am directed to forward herewith a copy of letter No. Pol 56 dated 6. 8. 1924, from the District Magistrate of Kolar, as also the records of preliminary enquiry (in original, to be obligingly returned when no longer required) in Criminal Case No. 137 of 1924, on the file of the Special ~~Commissioner and~~ Asst Class Magistrate of ~~the~~ Kolar in which one Sirdar Khan native of Pathan State is charged with the offences of Cheating and Criminal Breach of trust punishable under Section 420 and 409 I. P. Code, and to request that an extradition warrant may kindly be issued to

P.T.O

the ~~District Magistrate of~~ Addtnal Asst
Jodhpur ~~State District~~ State

for the surrender of the said accused to the Police Inspector ~~of the~~ Special
~~Taluk at~~ first class magistrate
Kda. akkdar

2. The usual statement containing the necessary particulars for the preparation of the warrant is also enclosed. together with a list showing the residence of witnesses.

I have, etc.,

Secretary to Government.

L.L Depts

15/8/14

List of enclosures.

1. Original Records nee no. 217 of 1916 on the file of the Special first class mgte Kda
2. Copy of Articles of 6 8. 14
3. Copy of petn for warrant
4. Witness list

Copied by.....

Examined by.....

WD 02267 - GPB—2,000—29-5-17

Pol. No. 437

53.

B. O. 2—B. P. B.—8-1926.—5,000.

No. 7976 ENCLOS. / Dated Bangalore, 6th October 1924.
14-1924.

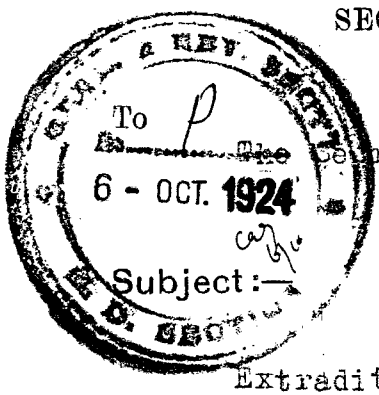
1618/P.

FROM

A. N. L. Cater, Esq., I.C.S.,

SECRETARY TO THE RESIDENT IN MYSORE.

Ch 59 - 24 - 3.



To

The Secretary to the Government of Mysore,
Local and Legislative Departments.

Extradition of accused Sirdarmul.

SIR,

In reply to your letter No. Pol.195/Cts.59-24-2, dated the 21st August 1924, I am directed to enclose a copy of a letter No.2430, dated the 26th September 1924, from the Resident, Western Rajputana States, and to state that an extradition warrant has this day been issued to the District Magistrate of Ajmer-Merwara to cover the transit of the accused through British territory.

x (With enclosures in original.)

2. I am also to request that the Resident may be favoured with the views of the Mysore Government on the proposal

...regret to find Colonel Tyrrie's

Extradition Rules (copy enclosed) as the basis

for [illegible] returned.) of agreement for the

grant of reciprocity in regard to the surrender

of persons accused of extradition offences.

2. The records received with your letter

under reference are returned.

I have the honour to be,
Sir,
Your most obedient servant,

SECRETARY TO THE RESIDENT.
SVR

Letter No.2430 of 1924, dated the 26th September 1924, from the Resident, Western Rajputana States, Jodhpur, to the Secretary to the Resident in Mysore.

---:0:---

With reference to your letter No.7085, dated the 3rd September 1924, regarding the surrender of accused Sardarmal from Jodhpur to Mysore, I have the honour to state that the Jodhpur Darbar have issued orders to their Inspector-General of Police to arrest and make over the accused to the District Magistrate, Ajmer-Merwara for sending him on to the Mysore Darbar for trial.

2. The Marwar Darbar are willing to observe reciprocity with the Mysore Darbar, as suggested, in the matter of the surrender of persons accused of extradition offences and are prepared to adopt Colonel Wylie's Extradition Rules (x copy enclosed) as the basis of agreement.

x To be kindly returned.)

3. I should be obliged if you would kindly let me know the views of the Mysore Darbar for communication to the Jodhpur Darbar.

4. The enclosures to your letter under reference are returned herewith.

---:0:---

"C O P Y"

REGISTRAR, RESIDENT'S OFFICE.

BJ

56

G. R. S. VI—S-III/39]

DRAFT.

SUBJECT.....

.....

.....

Section. 05
File No. 59-24
Serial No. 4.

Diary No. of letter replied to.....

No. camp 13

To

The District Magistrate of Kolar

GENERAL AND REVENUE SECRETARIAT,
( )
, *the*.....*191* .

Date of issue.....14/10/24.....

Signed by.....Mr. T. S. Mudaliar.....

SIR,

With reference to your letter No. RC 56 dated 6.8.1924 submitting an application for the issue of an extradition warrant for the surrender of one Lidar mull, a Subject of Jodhpur State

.....

accused of having committed the offence of Cheating & Criminal Breach of Trust

punishable under Section 420 & 409 I. P. Code, I am directed to intimate that the Hon'ble the Resident has, on the 6th day of October 1924, issued a warrant to the District Magistrate of Ajmer-Merwara

.....

for the surrender of the said accused person to the ~~Police Inspector of the~~ Special First Class Magistrate, Kolar ~~Taluk~~ at

P.T.O.

at Kdar .....

.....

2. The original enclosures received with your letter under reply are herewith returned.

I have, etc.,

8/12/60

for *Secretary to Government.*

L. L Deputy

By

List of enclosures.

Copied by.....

Examined by.....

WD 02269—GPB—2,000—29-5-17

2128. 58

Pol. No. 580

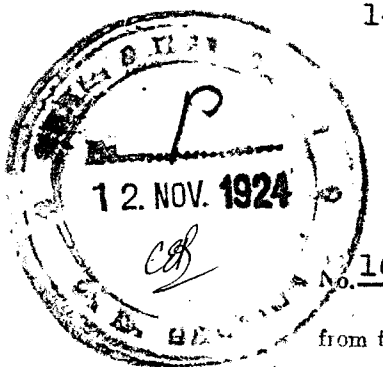
All communications should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

OFFICE OF THE RESIDENT IN MYSORE,

Bangalore, 12th November 192 4.

No. 8944 Encls. 1
14-24.

CB 59-24-5



A copy of the marginally* noted letter ~~with enclosure~~ is forwarded with compliments, to the ~~Chief~~ Secretary to the Government of H. H. the Maharaja of Mysore., Local and Legislative - Departments, in continuation of the Residency letter No. 7974, dated the 6th October 1924.

No. 16836 W dated the 4th November 1924, from the Commissioner of Ajmer-Merwara.

PN

Secretary to the Resident.

R. O. 106.—R. P. B.—7-1924.—2,000.

59

Letter No.16836/W, dated the 4th November 1924, from the Commissioner, Ajmer-Merwara, Ajmer, to the Secretary to the Resident in Mysore, Bangalore.

--:0:--

With reference to your letter No.7973/14-1924, dated the 6th October 1924 regarding extradition of Sirdarmal, I have the honour to state that the District Police of Ajmer have sent the accused under proper escort to the Special First Class Magistrate, Kolar, on 26th October 1924.

---:0:---
"C O P Y"

REGISTRAR, RESIDENT'S OFFICE.

PN

60

G. R. S. VI- G-32] B50—WD 0527

SUBJECT

Diary No. of letter replied to

Section cls

File No. 59-24

Serial No. 6

General and Revenue Secretariat

( )

, the *192*

No. P 2614

Date of issue 17/11/24

To

Signed by W. F. S

Herein enter letter no 16836/W dy 4.11.24 from the Commissioner Ajmer-Merwara, Ajmer to the Secy to the Resident Bangalore

Memo

Copy of the above is forwarded to the D.M. Klar in Continuation of this office letter no Pamp 13/ courts 59-24-4 dy 14.10.24.

By order

Sd/ Dr. T. Varkey

14/11/24

14/11

over

6) 2495

Cts 59-24-7.

No. Je 56 cml.
Encs.

OFFICE OF THE DISTRICT MAGISTRATE,
KOLAR DISTRICT.

LOCAL AND LEGISLATIVE SECRETARIAT
III
9 DEC 1924
PROTECTION BRANCH

Dated Kolar, the....4th December 192 4.

CENTL. & RLWY. POLICE
7 - DEC. 1924
S. B. BDOM

FROM

S. HIRIANNAIYA, ESQ., M.A., B.L.,
DISTRICT MAGISTRATE, KOLAR DISTRICT.

To

B. Nagappa, Esq., Bar-at-law,
Secretary to Government of Mysore,
Local & Legislative Departments, Bangalore.

SIR,

With reference to your Memo No:P.2614/Cts.59-24-6 dated 17th November 1924, forwarding for my information, copy of letter No:16836/W dated 4th November 1924, from the Commissioner, Ajmeer-Merwara, Ajmeer, to the Secretary to the Resident in Mysore, stating that Sirdar Mull (Extradited prisoner) was sent under proper escort to the Special First Class Magistrate, Kolar, on 26th October 1924, I have the honor to forward herewith, copy of letter No:C.140/24 dated 15th November 1924, from the Assistant Superintendent of Police, Railways and C.I.D., in Mysore, to the Inspector General of Police, Bangalore, from which it will be seen that the said Sirdar Mull was produced before the City Magistrate Mysore who enlarged him on bail with two sureties of Rs.500/- each for appearance before him on 10th November 1924 and subsequently cancelled the bail and set free the accused owing to the non-receipt of the Extradition warrant from the British police.

2. In these circumstances, I request you to be so good as to move the Hon'ble the British Resident in Mysore to cause the re-arrest of the said Sirdar Mull and his surrender to the Special First Class -- Magistrate, Kolar.

I have the honor to be,
S i r,
Your most obedient servant,

Treasury Assistant Commissioner,
for District Magistrate,
Kolar District.

V.V.R.

Letter No:C.140/24 dated 15th November 1924 from the Asst. Supt. of police, Rys. & C.I.D. in Mysore, Bangalore, to the Inspector-General of Police in Mysore, Bangalore.

I have the honor to state that one Sirdar Mull son of Sartangi of Jodhpur escorted by the British Railway Police up to Arsikere was on 30th October 1924, handed over to the Railway Police of Mysore - Arsikere Section Railway, as a prisoner to be taken to Mysore. The British Railway Police Sub Inspector at Arsikere sent a wire to the Mysore Railway Police to arrange for escort of the prisoner and relieve the British Police Escort. The Sub Inspector Mysore- Arsikere Railway accordingly received him and asked for the warrant, but the British Police Sub Inspector at Arsikere said that no warrant was handed over to him by the Bombay Police who escorted him to Arsikere. The Sub Inspector, Mysore Arsikere Section, received and passed on the prisoner under escort, to the Sub Inspector Bangalore-Nanjangud Section at Mysore, as the prisoner was said to be meant for Mysore. While receiving the prisoner, the Sub Inspector Bangalore-Nanjangud Section demanded the warrant but there was none to be delivered. Sirdar Mull has been described as a prisoner to Mysore and escorted as such, by the British Police from Bijapur, and Sirdar Mull in his statement before the Sub Inspector Bangalore-Nanjangud Railway stated that he was told at Jodhpur, at the time of his arrest, that he was arrested on a warrant from Kolar Magistrate for an offence under Section 420 I.P.C. and that he and one Javan Mull Sajan Mull were jointly trading in clothes in Kolar Town. They fellout and he went to Jodhpur, his native place.

No warrant had been received; so the Sub Inspector Bangalore-Nanjangud Railway arrested the man under Section 54 C.P.C. lest he be cnncerned in any crime in Mysore, and produced him before the City Magistrate, Mysore. The Magistrate released him on bail with two -- sureties of Rs.500. each for appearance on 10th November 1924. Meanwhile the Sub Inspector wired to the Mysore-Arsikere Police for the warrant. No reply was received. Sirdar Mull appeared before the Court on the 10th and the Sub Inspector represented to the Court the non-receipt of any warrant. The City Magistrate cancelled the bail and set free the individual.

On receipt of a report from the Sub Inspector on the subject I

made a reference to the District Superintendent of Police, C & M. Station, and his reply did not improve the situation.

I have written to the Superintendents of Police, Kolar and Kolar Gold Fields, setting forth the details of the matter.

No:R.Ref.C.1051/24 dated 21st November 1924.

Forwarded to the District Superintendent of Police, Kolar, for reporting as to how this case was disposed of and if under enquiry, in what stage it is now.

Sd. R. Shama Rao,
For Inspector General of Police.

"Copy"

For District Magistrate,
Kolar District.

V.V.R.

64

G. R. S. VI-G-32] B50—WD 0527

SUBJECT

Diary No. of letter replied to

Section C6

File No. 59-24

Serial No. 8

General and Revenue Secretariat

( )

, the *192* .

No. F 3105

Date of issue 16/12/24

To The D. M. Kolar

Signed by M. J.

Sir

With reference to your letter no pc 56 of 5th Dec. 1924 stating that Sidaramiah was set free owing to the non-receipt of extradition warrant from the British police and requesting that the Resident may be moved to cause his re-arrest and surrender to appear at for trial, I am directed to request you to kindly make arrangements to trace out the accused and have him arrested, after which also the Hon'ble the Resident can be moved to issue an extradition warrant for his surrender.

over leaf etc

16/12

11.12.24

11/12

Dr Tilley

65 316

31394

Ch 59-24-9.

LOCAL 2.

PROTECTION BRANCH 1924

No. 22

OFFICE OF THE
INSPECTOR-GENERAL OF POLICE IN MYSORE.

Dated.....19th January 1925.

20

Encls. Nil

FROM

P.F.Bowring, Esqr. J.P.,

Inspector-General of Police in Mysore.

TO

B. Nagappa, Esqr. Bar-at-law.,

Secretary to the Government of His Highness

the Maharaja of Mysore.

Local & Legislative Departments.

SIR,

I have the honor to report for the information of Government the irregular procedure adopted by the District Superintendent of Police, Ajmer-Merwar, in the matter of surrendering one Sardar Mull, son of Sarthanji Mull of Sahila, Raj Marwar, Jodhpur, to the Special First Class Magistrate, Kolar. The facts of the case are that one Pratap Chand of Kolar Town launched a complaint under sections 409 & 420 I.P.C. against the said Sirdar Mull in the Court of the First Class Magistrate Kolar who referred it for Police investigation. The Police submitted a "B" report in the case, opining that it was of a Civil nature. The Special 1st class Magistrate, however, took the case on regular file, enquired into it and as he considered that a prima facie case was made out against the accused who was then in Jodhpur, he moved the District Magistrate, Kolar, to address the Government to take further action for getting the accused to Kolar under Extradition Warrant. Government in their letter No. Camp 13/Cts 5924-4 dated the 14th October 1924 intimated that the Hon'ble the Resident had issued a warrant to the District Magistrate, Ajmer-Merwar, for the surrender of the said Sirdar Mull to the Special First Class Magistrate Kolar at Kolar.

The Civil and Military Station Police (Railway) who received this

WD A01232- GPB—400—31-7-18

From

THE INSPECTOR-GENERAL OF
POLICE IN MYSORE.

To

The Chief Secretary to the
Government of His Highness
the Maharaja of Mysore.

Dated

Despatched

Received

General No.
No.

Enclosure No.

Subject

this prisoner from the Bombay Railway Police, handed over the said accused person on 30th October 1924 to the Sub Inspector Mysore-Arsikere Railway Section Police, without an extradition warrant, at Arsikere, for being taken on to Mysore. This Sub Inspector in his turn handed over to the Sub-Inspector, Bangalore-Nanjangud Railway Section Police at Mysore. The Sub Inspector rearrested the accused under section 54 Criminal Procedure Code and produced him before the City Magistrate, Mysore, for remand, in order to find out by what Court the said arrested person was wanted. The City Magistrate released the accused on bail for his re-appearence on 10th November 1924, asking the Bangalore-Nanjangud Section Railway Sub Inspector to produce the ~~warran~~ warrant in the meanwhile. This Sub Inspector wired to the Civil and Military Station Railway Police at Arsikere to send the warrant. As it was not forthcoming, the City Magistrate cancelled the bail bond of the accused person.

Enquiries were made of the District Superintendent of Police, Civil & Military Station and a copy of his reply No. 2788/9 dated the 11th ultimo, together with copy of the ~~enclo~~ enclosure is attached hereto. It will be seen therefrom that the Bombay(Bijapur) Police handed over the prisoner at Arsikere without any warrant but with instructions to escort the prisoner to Mysore.

The irregularity on the part of the Ajmer Police has resulted in the prisoner being let off by the Magistrate and his present whereabouts are not known. This is due to the carelessness of the Ajmer authorities and it may be brought to their notice.

I have the honor to be
Sir,
Your most obedient servant

Inspector General of Police.

Letter No. 124/24 dated 4th November 1924 from the Assistant Superintendent of Police, Railways and C.I.D. in Mysore Bangalore to the District Superintendent of Police, C & M Station Bangalore.

****

I have the honor to state that on 31st October 1924, one ~~Sir~~ Sirdar Mull, son of Sarthangji Mull native of Sahilla, Jalloor District, Jodhpur Province, was, on receipt of a wire from the Sub Inspector British Railway Police at Arsikere, received by the Mysore Railway Police at Arsikere and brought to Mysore. No warrant or record was handed over along with the prisoner but the wire from the Sub Inspector at Arsikere requested the Mysore Police to receive the prisoner and relieve the Dharwar escort.

I request you to be good anough to forward to this office immediately any warrant or record relating to the said Sardar Mull.

No. 2788/G dated the 22nd November 1924 from the District Superintendent of Police, C & M Station, Bangalore to the Superintendent of Police, Jodhpur, Rajputana.

On 30th October 1924 one Sardar Mull son of Sartanjimull, native of Sahila, Jalloor District, was handed over without warrant or connected papers by Byapur(Bombay) Police to my Railway Police at Arsikere with directions to escort him to Mysore. The prisoner was eventually produced before the City Magistrate, Mysore on 31st October 1924 who refused to pass orders regarding the disposal of the prisoner without a warrant. Hence the Mysore Police arrested the prisoner afresh and obtained remand for 10 days. The remand period having expired and no warrant having been ~~produ~~ produced the prisoner has been set at liberty. The prisoner stated to the Mysore Magistrate that he was arrested by the Jodhpur Police who said that he was wanted by the Mysore Police.

Will you please let me know the circumstances under which the prisoner was sent without a warrant or record relating to ~~this~~ his arrest etc.

COPY

Inspector-General of Police

Letter No. 1893/7/6 dated 5th December 1924 from the Inspector General of Police, Raj Marwar, Jodhpur, to the District Superintendent of Police, Civil & Military Station Bangalore.

With reference to your office letter No. 2788/G dated the 22nd November 1924, regarding Sirdar Mull son of Sarthanji Mull of Sahila under this State, I have the honor to inform you that the man was, as desired by the Resident, Western Rajputana States, Jodhpur, in his letter No. 2305 dated the 15th ~~Sept~~ September 1924, to the Address of the Political and Judical Member, State Council, Jodhpur, sent over to the Superintendent of Police, Ajmer-Merwara, for his surrender to the Special 1st class Magistrate, of Kolar in Mysore for offences under sections 420 and 408 I.P.C. since the warrant to cover his transit through British Territory was sent to the District Magistrate Ajmere, as referred to by the Resident, Jodhpur in his above letter.

The circumstances under which the extradition warrant and other papers relating to the accused were not sent with him by the Ajmer Merwara authorities, are not known to the undersigned.

No. 2788/G dated 11th December 1924

Copy forwarded to the Inspector General of Police in Mysore with copy of my letter No. 2788/G referred to herein and copy of letter from Asst. Superintendent of Police Railways and C.I.D. in Mysore, Bangalore No. 124/24

Endless bother has been caused by the carelessness of the Ajmere authorities and I would recommend that it be brought to their notice.

COPY

Inspector General of Police.

0.1662

69 416-926

District Magistrate,
Office of the Deputy Commissioner, Kolar District.

In all future correspondence please quote No: & the Title.

Dated K o l a r, the 24th July 1926.

No: 922 Des 26.27

CS59-24-10

From

S. Hiriannaiya, Esq., M.A., B.L.,
Deputy Commissioner, Kolar District.
District Magistrate,

To

B. Nagappa, Esq., Bar-At-Law.,
Secretary to Government of Mysore,
Local and Legislative Departments,
B a n g a l o r e.

Sir,

With reference to your letter No. Camp. 13/Cts. 59-24-4 dated 14-10-1924, intimating the issue of a warrant to the District - agistrate, Ajmer-Merwara, for the extradition of Sirdar Mull, a - subject of Jodhpur, I have the honour to state that the said - - Sirdarmull surrendered himself before the Special 1st Class - - Magistrate, Kolar on 21-1-1925. The said Magistrate discharged the accused on 14-7-1923 under Section 253 Criminal Procedure Code as the offence was committed in British India. The number of the case is 16/25-26 on the file of the Special 1st Class Magistrate's Court, Kolar.

2. The delay in the disposal of the case is due to the absence of the several prosecution witnesses in the Marwar State to whom - summons had to be served with great difficulty and after many - - invitable adjournments.

I have the honour to be,

S i r,

Your most obedient servant,

Treasury Assistant Commissioner,
For District Magistrate,
Kolar District.

A.R.
24/7.

70

Pol. 84 & 18/7/27
Cb 59-24 II

To

The Secretary to the Resident.

Sir,

With ref. to your letter No.7924/14-1924 dated 6-10-1924 calling for the views of the Mysore Govt. on the prpposal to adopt Col. Wyllie's Extradition Rules as the basis of agreement for the observance of reciprocity in regard to the surrender of persons accused of extraditable offences between the Marwar Durbar and the Mysore Govt, I am directed to state that, while realising the necessity for reciprocal ~~arrangement between the Marwar Durbar and the Mysore State~~ action in the matter ~~of the surrender of the accused persons~~, the Government consider that Col.Wyllie's Rules, intended as they are to meet somewhat diferent conditions, would not be suitable for adoption by the Mysore State, situated as it is so far away from Rajaputana.

2. The Government would therefore prefer to have an agreement with the Western Rajaputana States similar to ~~those~~ that entered into with Sandur, Banganapalli and other States viz., that persons charged with offences which are extraditable under the I.E.Act. 1903 are to be surrendered by one Govt. on the requisition of the other.

3. As regards the cost of feeding and conveying the prisoners, I am to state that the arrangement entered into with the Bombay Govt. may be followed viz., that the State which requires the prisoner should pay the feeding and escorting charges

incurred by the other State.

4. In Col.Wyllie's Rules provision is made for direct correspondence ~~between~~ among the Western Rajaputana States in the matter of the extradition of criminals, without the intervention of the Political Agent except in cases of dispute. His Highness's Govt. consider that it would ~~be advantageous~~ save time if a similar procedure ~~is~~ were adopted ~~in respect of extradition~~ between Mysore and ~~Western Rajputana States, Jodhpur~~. I am therefore to request that the Hon'ble the Resident may be moved to obtain the sanction of the Government of India to this procedure.

other States with which there is now Extradition, and other States with which similar Extradition arrangements may be entered into hereafter with the approval of the Government of India

5. Col. Wyllie's Rules are herewith returned.

I have etc.,

15/6

Secy. to Govt. Law Dept.,

TD.

All communications should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

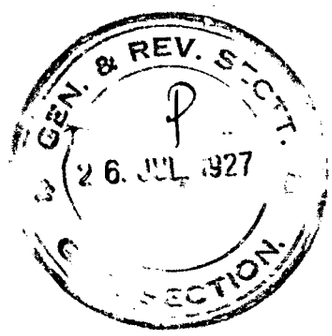
03283

No. 7400 Enc. 2

72 587 P 27

Pol. 118

Ch 59-24-12



From Major K.A.G. Evans Gordon,
SECRETARY TO THE RESIDENT IN MYSORE.

To The Secretary to the Government of Mysore,
Law Department.

Dated Bangalore, 26th July 1927

Subject.

INTERSTATAL SURRENDER.

Sir,

I am directed to acknowledge the receipt of your letter No.Pol.84/59-24, dated the 18th July 1927, and, with reference to paragraph 3 of the letter, to make the following observations:-

2. The suggestion made is that it would be - - convenient if the surrender of an accused from one State to another State could be made possible without the intervention of the Political Agency. Apart from the merits of the suggestion, such an arrangement would be practicable only if the States concerned are contiguous. As the Law now stands, the transit of an accused through British - India to the State applying for his surrender could only be effected by a warrant issued to the nearest British Indian District Magistrate by the Political Agent in and for such State under section 7(1) of the Indian Extradition Act, and this is invariably the procedure followed. It will be seen also from the enclosed copy of a letter No.2611, dated the 21st October 1924, from the Resident, Western Rajaputana States, in connection with the - - surrender of Sardarmal from Jodhpur to Mysore, that no exception was made to the procedure referred to above.

3.

3. As, it seems, that the suggestion made by the Government of Mysore would appear to require an amendment of the provisions of the Indian Extradition Act itself, I am to inquire whether this aspect of the question has been considered by the Government of Mysore in putting forward the suggestion. No useful purpose would be served if the sanction relates only to the preliminary correspondence since, so long as the issue of the warrant by the Political Officer to cover the transit of the accused through British territory is necessary, the application for extradition could and would be made at the same time.

4. As regards paragraph 2 of your letter, it is suggested, with a view to conform to existing practice, that the words "through the Political Agent" may be added after the words "on the requisition of the other".

5. A communication to the Resident, Western Rajaputana States, will be made on receipt of a reply to this letter.

Return requested.

6. The copy of Colonel Wyllie's Extradition Rules is returned for reference if necessary.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

ASB.

Letter No.2611 of 1924, dated the 21st October, 1924, from the Resident, Western Rajaputana States, Jodhpur, to the Secretary to the Hon'ble the Resident in Mysore, - Bangalore.

EXTRADITION OF SARDARMAL FROM JODHPUR TO MYSORE.

In continuation of my letter No.2430, dated the 26th September 1924, on the above subject, I have the - honour to state that the Jodhpur Darbar have informed me that the accused has been arrested and kept in the - Judicial lock-up at Jodhpur.

I shall be glad to know whether the extradition warrant to cover the transit of the accused through - British India has been sent to the District Magistrate, Ajmer-Merwara.

On receipt of a reply from you I will ask the Marwar Darbar to send the accused to Ajmer for being surrendered to the Mysore Darbar.

---:000:---

"C O P Y"

REGISTRAR, RESIDENT'S OFFICE.

ASB.

75

To

The Secretary

to the Resident in Mysore.

Pol. 69/-Encl. one dated 12-12-27
Cb 59-24-13

Sir,

With reference to your letter No.7400 dated 26-7-1927, I am directed to state that in view of the difficulty of amending Section 7 of the Indian Extradition Act, Government do not wish to press their suggestion for the surrender of an accused person from one State to another without the intervention of the Political -- Agency. His Highness' Government -- agree to the addition of the words "through the Political Agent" as suggested in your letter, after the words "on the requisition of the other" in para 2 of my letter dated 18-7-1927.

2. The copy of Col.Wyllie's Rules is herewith returned.

I have, etc.,

18/22/11 Secretary to Government,

Law Department.

22.11

22/11

KNN

4247/29 76

All communications should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

No. 2030 Encls. 21689 Dated Bangalore, 27 Feby. 1928.

Pol. 1084

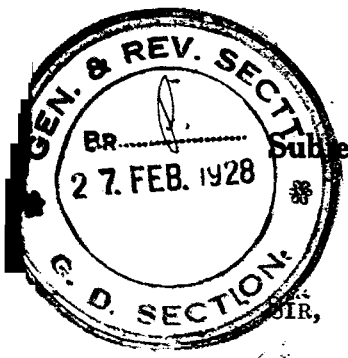
FROM

Major K. A. G. Evans Gordon,

SECRETARY TO THE RESIDENT IN MYSORE.

To

The Secretary to the Government of Mysore,
Law Department.



Subject :—

INTERSTATAL SURRENDER.

SIR,

With reference to the correspondence ending with your letter No.Pol.691/Cts.59-24, dated the 12th December 1927, I am directed to state that the Jodhpur Darbar intimate that as the Indian Extradition Act is not followed by them with any Indian State, they would like to adopt Marwar-Bikaner rules with the Mysore State. I am to enclose a copy of these rules and to enquire whether the Mysore Government

To be kindly returned with reply.

are

are willing to accept them.

I have the honour to be,
Sir,
Your most obedient servant,

W. Sherwood

Captain.
for SECRETARY TO THE RESIDENT.

WR

78

Pol. 1247 Dt 1/5/28

Fs 59.24 15

To

The Secretary,

to the Hon'ble the Resident.

Sir,

With reference to your letter No.2030 dated the 27th February 1928 communicating the desire of the Jodhpur Durbar for reciprocity with this State in the matter of extradition of accused persons on the conditions laid down in the Marwar - Bikaner Extradition Rules, I am directed to state that for the reasons mentioned in my letter No.Pol. 84 dated the 18th July '27 these Rules are also unsuitable for adoption and that they are besides open to the objection pointed out in paragraph 2 of your letter No.7400 dated the 26th idem. I am therefore to request that the Jodhpur Durbar may kindly be informed of these difficulties in the way of His Highness' Government meeting their wishes.

I have etc.,

Secy.to Govt. Law Dept.,

TD

A. P. F. VI, 91

SUBJECT.....

.....

.....

Section Cb

File No.

Serial No. 14

No. 6790 (1)

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the 192

To The Regt. office of the Resident.

Date of issue 5/5/28

Dear Sir,

Signed by Mr NS

Reminder letter regd to your Telephone message of date 5/5/28 addressed to the Regr G-R-S, I am directed to send herewith (as desired) the ~~to return~~ herewith (as desired) the Ex tradition Rules between the Jodhpur and Bikaner States ~~which were called for~~.

List of enclosures.....

Yours truly

Copied by

Examined by

for Secy

Dy Secy

Resident

5/5

over

WD0325—GPB—30,000—26-5-27

5/5